

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Ninety Fifth Street Square Inc.,

Debtor.

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Involuntary Chapter 11

Case No. 16-13495 (SCC)

ORDER DIRECTING CLOSURE OF CASE

Upon the involuntary petition filed against Ninety Fifth Street Square Inc. by petitioning creditor Nedel Lionel (“Petitioning Creditor”) on December 14, 2016; and a Summons having been issued by the Clerk’s Office on December 14, 2016; and the Petitioning Creditor having failed to serve the Summons; and the Court having reviewed the docket of the case and finding that the involuntary petition fails to satisfy the requirements set forth in section 303(b) of the Bankruptcy Code; now therefore, it is hereby

ORDERED that the Petitioning Creditor’s filing is void *ab initio*; and it is further

ORDERED that the Clerk’s Office is directed to close this case.

Dated: New York, New York
January 24, 2017

/s/ Shelley C. Chapman
HON. SHELLEY C. CHAPMAN
UNITED STATES BANKRUPTCY JUDGE